S.B. Civil Writ Petition No.6319/02

06.02.2007

***Hon'ble Mr. Justice Mohammad Rafiq***

Mr. S.L. Songara for petitioner.
Mr. Anurag Agarwal for respondent no.1 & 2.
Mr. P.S. Tomar for Mr. R.A. Katta for respondent no.5

Heard learned counsel for the parties.

Mr. S.L. Songara, learned counsel for the petitioner submits that the petitioner was allowed to appear in the entrance examination for post graduate study course of Ayurveda Vachaspati M.D. (A.Y) Course, 2002-03 but was not granted admission although he was entitled to such admission as being nominee of Goa State.

Mr. Anurag Agarwal learned counsel for the respondent submits that the Goa University from where the petitioner has passed out the B.A.M.S. Course is not recognized by University of Rajasthan, which fact was duly informed to the petitioner. He submits that the list of

recognized universities is incorporated in the prospectus of the candidates.

Mr. Songara, learned counsel for the petitioner re-joined the argument and submitted that on the basis of information received by the respondent, he approached the Goa University and Goa University has taken up the matter with the Rajasthan University for recognition of their degree. A communication to this effect was addressed by Registrar of Goa University on 2nd August, 2002 to the Registrar of University of Rajasthan, but so far no steps have been taken by the University of Rajasthan.

In the present writ petition, the prayer is limited to the extent of seeking direction to the respondents to grant admission to the petitioner and allow him to complete the aforesaid course. Whether or not the Goa University should be granted recognition by University of Rajasthan is entirely a independent and separate subject matter for which, the Goa University is free to avail any remedy that may be available to them. The

dispute pertains to Post Graduate Ayurveda Vachaspati M.D. (AY) Course, 2002-03 duration of which is only three years and the period of three years having already come to an end, therefore, at this stage no relief can possibly be granted to the petitioner.

The writ petition is therefore dismissed with no order as to costs.

**(Mohammad Rafiq),J.**

**Rs/-**